

08 APR 2008  
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 CLEAR FORM  
 RICHARD W. WICKING  
 CLERK U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

nnn  
 10 Phillip Price Plaintiff,  
 11  
 12 vs. Gov. Arnold Schwarzenegger, Thomas Hoffman  
 13 Dir. of C.D.C.R., James Tilton-Seymour  
 14 Shirley Poe, Reg. P.A. Defendant.  
 15 Robert Ross, Dep. Comm.

CASE NO. CV081416 VRW

**APPLICATION TO PROCEED  
 IN FORMA PAUPERIS**

(Non-prisoner cases only)

16 I, Phillip Price, declare, under penalty of perjury that I am the plaintiff  
 17 in the above entitled case and that the information I offer throughout this application is true and  
 18 correct. I offer this application in support of my request to proceed without being required to  
 19 prepay the full amount of fees, costs or give security. I state that because of my poverty I am  
 20 unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

21 In support of this application, I provide the following information:

22 1. Are you presently employed? Yes ☒ No ☐

23 If your answer is "yes," state both your gross and net salary or wages per month, and give the  
 24 name and address of your employer:

25 Gross: Per. Month \$1200.00 Net: \$800.00 Per. Month  
 26 Employer: Evertt and Jones 126 Broadway St.  
 27 Oakland, CA 94612 - (510) 663-2350

28 If the answer is "no," state the date of last employment and the amount of the gross and net salary

1 and wages per month which you received.

2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

5 2. Have you received, within the past twelve (12) months, any money from any of the  
 6 following sources:

- 7 a. Business, Profession or Yes No  
 8 self employment?  
 9 b. Income from stocks, bonds, Yes No  
 10 or royalties?  
 11 c. Rent payments? Yes No  
 12 d. Pensions, annuities, or Yes No  
 13 life insurance payments?  
 14 e. Federal or State welfare payments, Yes No  
 15 Social Security or other govern-  
 16 ment source?

17 If the answer is "yes" to any of the above, describe each source of money and state the amount  
 18 received from each.

19 \_\_\_\_\_  
 20 \_\_\_\_\_

21 3. Are you married? Yes No

22 Spouse's Full Name: \_\_\_\_\_

23 Spouse's Place of Employment: \_\_\_\_\_

24 Spouse's Monthly Salary, Wages or Income:

25 Gross \$ \_\_\_\_\_ Net \$ \_\_\_\_\_

26 4. a. List amount you contribute to your spouse's support: \$ \_\_\_\_\_

27 b. List the persons other than your spouse who are dependent upon you for support  
 28 and indicate how much you contribute toward their support. (NOTE: For minor

children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.)

5. Do you own or are you buying a home? Yes ☐ No ☒

Estimated Market Value: \$ \_\_\_\_\_ Amount of Mortgage: \$ \_\_\_\_\_

6. Do you own an automobile? Yes ☐ No ☒

Make \_\_\_\_\_ Year \_\_\_\_\_ Model \_\_\_\_\_

Is it financed? Yes ☐ No ☐ If so, Total due: \$ \_\_\_\_\_

Monthly Payment: \$ \_\_\_\_\_

7. Do you have a bank account? Yes ☐ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: \_\_\_\_\_

Present balance(s): \$ \_\_\_\_\_

Do you own any cash? Yes ☐ No ☒ Amount: \$ \_\_\_\_\_

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ☐ No ☒

8. What are your monthly expenses?

Rent: \$ \_\_\_\_\_ Utilities: \_\_\_\_\_

Food: \$ \_\_\_\_\_ Clothing: \$200.00 Per Month

Charge Accounts:

<u>Name of Account</u>	<u>Monthly Payment</u>	<u>Total Owed on This Account</u>
<u>none</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.) NO

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10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes           No     

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

3-31-08  
DATE

  
SIGNATURE OF APPLICANT

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

E-filing

Dear Sir or Madam:

Your complaint has been filed as civil case number

CV 08

1416

VRW

✓ A filing fee of \$350.00 is now due. If you are unable to pay the entire filing fee at this time, you must sign and complete this court's Prisoner's In Forma Pauperis Application in its entirety. If the application is granted, you will not have to prepay the fee, but it will be taken out of income to your prisoner account in installments.

(PR)

Your complaint is deficient because you did not pay the filing fee and:

1. \_\_\_ you did not file an In Forma Pauperis Application.
2. ✓ the In Forma Pauperis Application you submitted is insufficient because:

\_\_\_ You did not use the correct form. You must submit this court's current Prisoner's In Forma Pauperis Application.

\_\_\_ Your In Forma Pauperis Application was not completed in its entirety.

\_\_\_ You did not sign your In Forma Pauperis Application.

✓ You did not submit a Certificate of Funds in Prisoner's Account completed and signed by an authorized officer at the prison.

✓ You did not attach a copy of your prisoner trust account statement showing transactions for the last six months.

\_\_\_ Other \_\_\_

Enclosed you will find this court's current Prisoner's In Forma Pauperis Application, which includes a Certificate of Funds in Prisoner's Account form, and a return envelope for your convenience.

**Warning: YOU MUST RESPOND TO THIS NOTICE.** If you do not respond within **THIRTY DAYS** from the filing date stamped above, your action will be **DISMISSED**, the file closed and the entire filing fee will become due immediately. Filing a prisoner's In Forma Pauperis Application will allow the court to determine whether installment payment of the filing fee should be allowed.

Sincerely,  
RICHARD W. WIEKING, Clerk,

By

Deputy Clerk

Price

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